

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION



June 19, 2003

Burlington Northern and Santa Fe Railway Company and Village of  
Ipava, Fulton County, Illinois,  
Petitioners,

v.

State of Illinois, Department of Transportation,  
Respondent.

T02-0047

Petition seeking an order from the Illinois Commerce Commission for  
the closure of the public at grade crossing at the tracks of the  
Burlington Northern and Santa Fe Railway Company and St. James  
Street in Ipava, Fulton County, Illinois, Milepost 87.54, DOT No.  
078325C and for the determination whether the warning devices at  
the public at grade crossing located at the tracks of the Burlington  
Northern and Santa Fe Railway Company and South Street in Ipava,  
Fulton County, Illinois, Milepost 87.56, DOT No. 078324V should be  
upgraded to automatic flashing light signals and gates with a  
substantial portion of the cost to be borne by the Grade Crossing  
Protection Fund.

TO ALL PARTIES OF RECORD:

**NOTICE**

Notice is hereby given that in accordance with the Commission's Order T02-0047 dated August 7, 2002, the scheduled project deadline is August 7, 2003.

625 ILCS 5/18c-1701 and 1704 requires each "person", as defined by Section 18c-1104, to comply with every order of the Commission. These sections further provide that any person who fails to comply with a Commission order shall forfeit to the state not more than \$1,000 for each such failure, with each day's continuance of the violation being considered a separate offense.

A Request For Extension Of Time up to 30 days to complete a project ordered by the Commission must be filed with the Director of Processing no later than 14 days in advance of the scheduled deadline. An Administrative Law Judge will consider a and decide the request.

**DOCKETED**

If more than 30 days is requested to complete the project a Petition For Supplemental Order must be filed with the Director of Processing no later than 21 days in advance of the scheduled deadline. The Commission will decide the petition.

A Request For Extension Of Time or a Petition For Supplemental Order must include the reason(s) the additional time is needed to complete the work and the time within which the project will be completed. Failure of the Commission or Administrative Law Judge to act on a pleading prior to the deadline means the originally ordered completion date remains in effect.

Entered:

A handwritten signature in black ink, appearing to read 'Rick Korte', is written over a horizontal line.

Rick Korte  
Chief Administrative Law Judge  
Review and Examination Program

cc: Railroad Staff: Mr. Humphries